



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Fee

In re Application of: Howard R. Test
Application No: 10/635,825
Filed: August 6, 2003
For: Method to Achieve Continuous Hydrogen Saturation in Springly Used
Electroless Nickel Plating Process

Docket No: TI-33672A

**TERMINAL DISCLAIMER TO OVERCOME A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

MAILING CERTIFICATE	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on the date indicated below:	
<i>Jackie McBride</i> Jackie McBride	<u>7-12-04</u> Date

Sir:

Petitioner, Texas Instruments Incorporated, a Delaware Corporation having a place of business at 7839 Churchill Way, MS 3999, Dallas, Texas 75251; PO Box 655474, MS 3999, Dallas, Texas 75265, is the owner of 100 percent interest in the instant application having Application No. 10/635,825 and as shown by the Assignment recorded at Reel 013121, Frame 0646. Petitioner hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,616,967. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any

TI-33672A - 1

patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

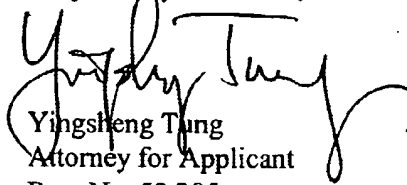
The undersigned is an attorney of record.

The undersigned has reviewed the evidentiary document(s) listed above and certifies that to the best of his knowledge and belief, title is in the assignee seeking to take the action stated above.

Please charge any fees associated with this request to the deposit account of Texas Instruments Incorporated, Account No. 20-0668. This form is submitted in triplicate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,


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